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PATENT  
ATTORNEY DOCKET NO.: 46970-5256

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Eiji MURAMATSU et al.

Application No.: 10/520,665

Filed: January 10, 2005

For: INFORMATION RECORDING  
MEDIUM AND INFORMATION  
RECORDER

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)  
) Confirmation No.: 9383  
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) Group Art Unit: 2615  
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) Examiner: Unassigned  
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Commissioner for Patents  
U.S. Patent and Trademark Office  
Alexandria, VA 22314

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Accordingly, Applicants do not believe that a fee is due for filing this paper.

A Chinese Office Action (with English-language translation) dated March 17, 2006 that issued in a counterpart Chinese patent application is attached for the Examiner's consideration.

While the Chinese Office Action additionally cites to JP6-282871 and JP2002-008269, these documents are not listed on the attached PTO Form 1449 because they were previously-filed in this application in an IDS on January 10, 2005.

The cited document listed on the attached PTO Form 1449 is in a language other than English. The relevance of the document can be understood from at least the citation of the document in the attached Chinese Office Action dated March 17, 2006.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "Prior Art". If it should be determined that any of the listed document does not constitute "Prior Art" under the United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and including any required extension of time fees, *or* credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

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